

Attorney Docket Number: 109933.00103

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

E-MAIL VIRUS PROTECTION SYSTEM AND METHOD

the specification of which

☐ is attached hereto

☒ was filed on

as United States Application Number or PCT International

Application Number

and (if applicable) was amended on

I hereby authorize our attorneys to insert the serial number assigned to this application.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 USC §119

| APPLICATION NO. | COUNTRY | DAY/MONTH/YEAR FILED | PRIORITY CLAIMED |
|-----------------|---------|----------------------|------------------|
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I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION(S) UNDER 35 U.S.C. §119(e)

| APPLICATION NUMBER | FILING DATE |
|--------------------|---------------|
| 60/213,254 | June 22, 2000 |

I hereby claim the benefit under 35 U.S.C. §120 of any United States application, or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

PRIOR U.S./PCT INTERNATIONAL APPLICATION(S) DESIGNATED FOR BENEFIT UNDER 37 U.S.C. §120

| APPLICATION NO. | FILING DATE | STATUS — PATENTED, PENDING, ABANDONED |
|-----------------|-------------|---------------------------------------|
| | | |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith: Herbert Cohen, Reg. No. 25,109; Victor M. Wigman, Reg. No. 25,201; George C. Myers, Jr., Reg. No. 27,040; Donald R. Greene, Reg. No. 22,470; Michael C. Greenbaum, Reg. No. 28,419; Michael D. White, Reg. No. 32,795; Karl O. Neidert, Reg. No. 39,313; David J. Edmondson, Reg. No. 35,126; Denise C. Lane, Reg. No. 42,780; Carl Schaukowitch, Reg. No. 29,211 and James E. Howard, Reg. No. 39,715.

Declaration for Patent Application (Continued)

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of sole or first inventor (given name, family name)

Walter Mason STEWART

Signature



Date

10.19.2000

Residence

Potomac, Maryland

Citizenship

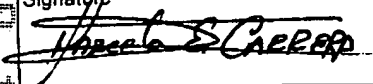
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Post Office Address 2304 Stratton Drive, Potomac, MD 20854

Full Name of additional joint inventor (given name, family name)

Marcelo CARRERA

Signature



Date

10-19-2000

Residence

Silver Spring, Maryland

Citizenship

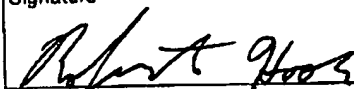
U.S.

Post Office Address 2856 Schubert Drive, Silver Spring, MD 20904

Full Name of additional joint inventor (given name, family name)

Robert G. HOOK

Signature



Date

10/19/2000

Residence

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Citizenship

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Post Office Address 8009 Russell Road, Alexandria, VA 22309

Full Name of additional joint inventor (given name, family name)

Signature

Date

Residence

Citizenship

Docket No. 109933.0010-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: STEWART et al.

GAU: not yet assigned

SERIAL NO: new application

EXAMINER: not yet assigned

FILED: herewith

FOR: E-MAIL VIRUS PROTECTION SYSTEM AND METHOD

SMALL ENTITY DECLARATION - SMALL BUSINESS CONCERN

I hereby declare that I am:

☒ The owner of the small business concern identified below:☐ An official of the small business concern empowered to act on behalf of the concern identified below:

Name of Concern:

Infobahn, Inc.

Address of Concern:

2304 Stratton Drive, Potomac, Maryland 20854

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in

☐ the specification filed herewith.☒ the application or patent described above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below. No rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

☐ no such person, concern or organization.

☒ persons, concerns or organizations listed below. (NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities, 37 CFR 1.27)

| Full Name | Address | Individual | Small Business Concern | Nonprofit Organization |
|-----------|---------|------------|------------------------|------------------------|
| | | | | |
| | | | | |

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate; 37 CFR 1.28(b).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name

Title

Signature

Date

Mason Stewart
Mason Stewart

Treasurer
Treasurer

[Signature]